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***Attorneys for Emerging Markets Communications,
Inc. and EMC Satcom Technologies, LLC***

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

APPLIED SIGNAL TECHNOLOGY,
INC.

Plaintiff,

v.

EMERGING MARKETS
COMMUNICATIONS, INC., EMC
SATCOM TECHNOLOGIES, INC.,
PARADISE DATACOM, LLC, and
VIASAT, INC.,

Defendants.

Case No. 09-CV-02180-SBA

STIPULATED REQUEST TO
RELIEVE EMERGING MARKETS
COMMUNICATIONS, INC. AND
EMC SATCOM TECHNOLOGIES,
INC. FROM COMPLIANCE WITH
THE CASE MANAGEMENT
CONFERENCE SCHEDULING
ORDER

AND RELATED COUNTERCLAIMS

1 Defendants Emerging Markets Communications, Inc., EMC Satcom
2 Technologies, Inc. (collectively “EMC”) request, and plaintiff and counter-
3 defendant, Applied Signal Technology, Inc. (“AST”), third-party defendant
4 Comtech EF Data Corp. (“Comtech”), and defendants/counterclaimants Paradise
5 Datacom, LLC and ViaSat, Inc. (“Paradise and ViaSat”) do not oppose, that the
6 Court relieve EMC from the upcoming requirements and deadlines set forth in the
7 Case Management Conference Scheduling Order (Docket #148) due to EMC’s
8 agreement to settle with AST.

9 At the July 22, 2010 settlement conference before Magistrate Judge
10 Zimmerman, EMC and AST and Comtech reached a settlement in principal. When
11 finalized, this settlement will result in a full and final settlement of the dispute
12 between EMC and AST and Comtech, including EMC’s dismissal from this
13 litigation. The settlement between EMC and AST and Comtech does not affect the
14 dispute between Paradise, ViaSat, AST, and Comtech.

15 EMC, AST, and Comtech wish to temporarily cease litigating their dispute in
16 order to focus on finalizing their settlement agreement, and Paradise and ViaSat do
17 not oppose such a request. Good cause exists because the requested relief will
18 allow EMC to avoid the undue burden that would result from devoting time and
19 money on preparing unnecessary claim construction papers, and the requested relief
20 will not prejudice the other parties.

21 As to the parties other than EMC, this stipulation will not alter the Case
22 Management Conference Schedule entered by the Court on August 2, 2010 (Docket
23 #148).

24 Accordingly, it is hereby stipulated that EMC be relieved from the upcoming
25 requirements set forth in the Case Management Conference Schedule for a period
26 of five weeks, ending September 3, 2010. It is further stipulated that all parties be
27 further relieved from providing responses to outstanding discovery obligations or
28 any other scheduled exchange of information or filings as between EMC and AST

1 and Comtech and as between EMC and ViaSat and Paradise. Plaintiff AST shall
2 file a notice of dismissal, or jointly with EMC file a joint status report on the
3 progress of settlement, by September 3, 2010.

4
5 Date: August 5, 2010

SANDERS & PARKS P.C.

6
7 /s/ Rick N. Bryson
Rick N. Bryson
8 ATTORNEYS FOR PLAINTIFF/COUNTER-
DEFENDANT APPLIED SIGNAL
9 TECHNOLOGY AND THIRD-PARTY
DEFENDANT COMTECH EF DATA CORP.

10
11 Date: August 5, 2010

HARNESS, DICKEY & PIERCE, PLC

12
13 /s/ Douglas A. Robinson
Douglas A. Robinson
14 ATTORNEYS FOR DEFENDANTS
15 EMERGING MARKETS COMMUNICATIONS,
16 INC. and EMC SATCOM TECHNOLOGIES,
17 INC.

18
19 Date: August 5, 2010

FISH & RICHARDSON P.C.

20
21 /s/ Christopher Marchese
Christopher Marchese
22 ATTORNEYS FOR DEFENDANTS/COUNTER-
23 PLAINTIFFS PARADISE DATACOM, LLC
AND VIASAT, INC.

DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Rick Bryson and Christopher Marchese.

Date: August 5, 2010

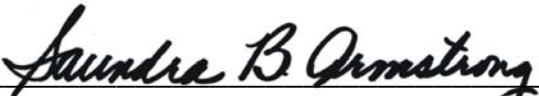
HARNESS, DICKY & PIERCE, P.L.C.

/s/ Douglas A. Robinson
Douglas A. Robinson
Attorneys for Defendants
EMERGING MARKETS COMMUNICATIONS,
INC. AND EMC SATCOM TECHNOLOGIES,
INC.

ORDER

Pursuant to stipulation, it is hereby ordered that Defendants Emerging Markets Communications, Inc., EMC Satcom Technologies, Inc. are relieved from any and all requirements as set forth in the Case Management Conference Scheduling Order for the period ending September 3, 2010. All parties are further relieved from providing responses to outstanding discovery obligations or any other scheduled exchange of information or filings as between EMC and AST and Comtech and as between EMC and ViaSat and Paradise. Plaintiff AST shall file a notice of dismissal, or a joint status report with EMC on the progress of settlement, by September 3, 2010.

Dated: 8/12/10


SAUNDRA BROWN ARMSTRONG
JUDGE, UNITED STATES DISTRICT COURT

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